

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

HALE TRUCKS OF MARYLAND, LLC

v.

VOLVO TRUCKS NORTH AMERICA, INC.

Civil No. CCB-00-2028
LOGGED RECEIVED

SEP 11 2002

AT BALTIMORE
CLERK U.S. DISTRICT COURT
DISTRICT OF MARYLAND DEPUTY

ORDER

For the reasons stated in the accompanying Memorandum, it is hereby Ordered that:

1. plaintiff/counter-defendant's motion for extension of time to obtain new counsel (Docket No. 69) is **GRANTED**;
2. defendant/counter-plaintiff's motion to dismiss and for default judgment (Docket No. 68) is **DENIED**;
3. the motion of Hale Truck Centers, LLC to file opposition one day out of time (Docket No. 60) is **GRANTED**;
4. plaintiff Hale Trucks of Maryland, LLC's motion for leave to file surreply memorandum (Docket No. 64), filed with the court on January 2, 2002, is **GRANTED**, and the clerk of the court shall enter on the docket the surreply memorandum attached as Exhibit A to that motion;
5. defendant Volvo Trucks North America, Inc.'s motion for summary judgment (Docket No. 51) is **GRANTED** in full,

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and judgment is thus granted on the following counts:
Count I (breach of contract); Count IV (civil
conspiracy); Count V (breach of duty of loyalty); Count
VI (tortious interference with employment relations);
Count VII (breach of fiduciary duty); Count VIII
(tortious interference with economic relations); Count
IX (violation of MD. CODE ANN. Transp. II, § 15-209);
and Count X (violation of MD. CODE ANN. Transp. II, §
15-207);

6. the court grants summary judgment, sua sponte, in favor
of defendant Volvo Trucks North America, Inc., on Count
III of the Amended Complaint (civil conspiracy);
7. defendant Edward Brown's motion for summary judgment
(Docket No. 50) is **GRANTED** in full, and judgment is
thus granted on the following counts: Count IV (civil
conspiracy); Count V (breach of duty of loyalty); and
Count VII (breach of fiduciary duties);
8. counter-plaintiff Volvo Trucks North America, Inc.'s
motion for summary judgment (Docket No. 51) with
respect to Count III of the counterclaim (negligent
misrepresentation) is **DENIED**;
9. counter-defendant/third party defendant Edwin Hale,
Sr.'s cross-motion for summary judgment (Docket No. 57)
with respect to Count III of the counterclaim is
GRANTED;

10. counter-defendant/third party defendant Edwin Hale Sr.'s motion for summary judgment (Docket No. 57) with respect to Count IV of the counterclaim (intentional misrepresentation) is **GRANTED**;
11. the court grants summary judgment, sua sponte, in favor of counter-defendant Hale Trucks of Maryland, LLC, on Counts III and IV of the counterclaim; and
12. copies of this Order and the accompanying Memorandum shall be sent to counsel of record.

September 11, 2002
Date

Catherine C. Blake
Catherine C. Blake
United States District Judge